

**THE SUPREME COURT**

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July 5, 2011

Judge John C. Coughenour  
U.S. Courthouse  
700 Stewart Street, Suite 16229  
Seattle, WA 98101-9906

Re: Supreme Court No. 86206-1 - Kristin Bain v. Metropolitan Mortgage Group, Inc., et al.  
U.S. District Court for the Western District of Washington No. C09-0149-JCC  
And  
Supreme Court No. 86207-9 - Kevin Selkowitz v. Litton Loan Servicing, LP et al.  
U.S. District Court for the Western District of Washington No. 10-5523-JCC

Judge Coughenour:

On July 1, 2011, this Court received a copy of your order entered in the above captioned cases on June 24, 2011. The order regards the certification of questions to this Court pursuant to the Federal Court Local Law Certification Procedure Act, Chapter 2.60 RCW, and RAP 16.16. The cases have been assigned the above referenced Supreme Court cause numbers.

However, before this matter can proceed further, this Court needs to receive direction from you as to the order of briefing. In that regard, RAP 16.16(e)(1) provides in pertinent portion that: "The federal court shall designate who will file the first brief."

Sincerely,

Susan L. Carlson  
Supreme Court Deputy Clerk

SLC:alb



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86206-1 and 86207-9  
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cc: Douglas Lowell Davies  
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